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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/894,211	07/30/1997	MORDECHAI HAMMER	2036.018PCT	8754

7590

03/15/2002

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EXAMINER

ART UNIT

PAPER NUMBER

DATE MAILED: 03/15/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

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**Notification of Non-Compliance
With 37 CFR 1.192(c)**

Application No.

08/894,211

Applicant(s)

HAMMER, MORDECHAI

Examiner

Anthony Knight

Art Unit

3626

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on February 15, 2002 is defective for failure to comply with one or more provisions of 37 CFR 1.192(c). See MPEP § 1206.

To avoid dismissal of the appeal, applicant must file IN TRIPLICATE a complete new brief in compliance with 37 CFR 1.192 (c) within the longest of any of the following three **TIME PERIODS**: (1) **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer; (2) **TWO MONTHS** from the date of the notice of appeal; or (3) within the period for reply to the action from which this appeal was taken. **EXTENTIONS OF THESE TIME PERIODS MAY BE GRANTED UNDER 37 CFR 1.136.**

1. ☐ The brief does not contain the items required under 37 CFR 1.192(c), or the items are not under the proper heading or in the proper order.
2. ☐ The brief does not contain a statement of the status of all claims, pending or cancelled, or does not identify the appealed claims (37 CFR 1.192(c)(3)).
3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 1.192(c)(4)).
4. ☐ The brief does not contain a concise explanation of the claimed invention, referring to the specification by page and line number and to the drawing, if any, by reference characters (37 CFR 1.192(c)(5)).
5. ☒ The brief does not contain a concise statement of the issues presented for review (37 CFR 1.192(c)(6)).
6. ☒ A single ground of rejection has been applied to two or more claims in this application, and
 - (a) ☐ the brief omits the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fall together, yet presents arguments in support thereof in the argument section of the brief.
 - (b) ☒ the brief includes the statement required by 37 CFR 1.192(c) (7) that one or more claims do not stand or fall together, yet does not present arguments in support thereof in the argument section of the brief.
7. ☐ The brief does not present an argument under a separate heading for each issue on appeal (37 CFR 1.192(c)(8)).
8. ☒ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 1.192(c)(9)).
9. ☒ Other (including any explanation in support of the above items):

See Continuation Sheet



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Continuation of 9. Other (including any explanation in support of the above items): Item 5 - The brief does not contain a concise statement of the issues presented for review. Appellant's Issues numbered 1-6 and 15-17 are issues that are petitionable and not appealable. Thus, these issues should be removed from the answer. Appellant should note that the period for petitioning such matters is two months from the mail date of the action being complained of. See MPEP 1002, 1201.

Item 6(b) - The brief contains a statement that the claims do not stand or fall together. However, it is unclear from the arguments if applicant intends for each claim to be considered separately on its own merits. In Argument Number 10, claims 1-3, 5, 8, 16-18, 36, 38, 41, 42, 45, and 47 are argued together. In Argument Number 11, claims 1-3, 5, 8-12, 16-19, 23, and 40 are argued together. In Argument Number 12, claim 4 is argued separately. In Argument Number 18, claim 47 is argued separately. It is thus unclear if appellant believes each claim is separately patentable since the claims are argued in groups by appellant.

Item 8 - The brief does not contain a true copy of the appealed claims. Amendments that have not been entered are not to be included in the copy of the claims on appeal. Appellant should note that it is the examiners understanding that all of the application papers are reviewed by the Board of Patent Appeals and Interferences.

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